

#16 2124

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michel Bowman-Amuah

Serial No.: 09/387,747

Filed: August 31, 1999

Title: SYSTEM, METHOD AND
ARTICLE OF MANUFACTURE
FOR A DEVELOPMENT
ARCHITECTURE FRAMEWORK

Docket No.: 60021-322901

Group Art Unit: 2124

Examiner: Todd D. Ingberg
RECEIVED

SEP 29 2003

Technology Center 2100

CERTIFICATE OF MAILING

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450I hereby certify under 37 CFR 1.8 that this
correspondence is being deposited with the U.S.
Postal Service as First Class Mail and is
addressed to the Commissioner for Patents, P.O.
Box 1450, Alexandria, VA 22313-1450 on
September 22, 2002.
Ann Pommier**RESUBMISSION OF PETITION FOR THE WITHDRAWAL OF A
HOLDING OF ABANDONMENT**

Dear Sir:

On June 6, 2003, the undersigned contacted Examiner Ingberg regarding the Petition for the Withdrawal of a Holding of Abandonment that was filed by facsimile on July 16, 2002. Examiner Ingberg indicated that Applicant should resubmit the Petition. Accordingly, Applicant respectfully requests that the holding of abandonment in the above referenced application be withdrawn, as the Notice of Allowance, Issue Fee Due Notice which began the three month period for response was never in fact received.

The Commissioner has specifically been granted the authority to withdraw a holding of abandonment when Applicant adequately demonstrates that the Office communication was never received. The US Patent and Trademark Office has provided what is required for a showing that the communication was never received.

For the present case, Applicant must provide a statement that the Office correspondence (e.g., a Notice of Allowance) was not received at the correspondence address of record and a significant amount of correspondence mailed by the Office between October 13, 2001 and January 2, 2002 has not been received at that address.

STATEMENT

According to the PAIR on-line system, on November 23, 2001 the Examiner mailed a Notice of Allowance, Issue Fee Due Notice. On June 17, 2002, the Examiner mailed a Notice of Abandonment indicating that the above referenced application had become abandoned for failure to Pay Issue Fee. This communication regarding the abandonment was the first received by Oppenheimer, Wolff and Donnelly, LLP. It is our conclusion that the Notice of Allowance, Issue Fee Due Notice has been lost in the mail.

In support of this petition, the undersigned affirmatively states the following:

1. the Notice of Allowance Office communication was never received by Applicant at the correspondence address;
and
2. a significant amount of correspondence mailed by the Office between October 13, 2001 and January 2, 2002 has not been received at the correspondence address.

In light of the foregoing, Applicant has established that the Notice of Allowance, Issue Fee Due Notice which began a three month

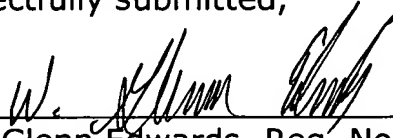
period for response, was never received by applicant. As such, the present petition should be granted and the holding of abandonment should be withdrawn. Furthermore, the communication should be re-mailed, restarting the period for response.

Applicant respectfully requests a new Notice of Allowance, Issue Fee Due be mailed to Applicant and restart the period for response.

The Commissioner is authorized to charge Deposit Account No. 50-1901 (Reference No. 60021-322901) for any fees that may be due.

Respectfully submitted,

By


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